



**FEDERAL COMMUNICATIONS COMMISSION
ENFORCEMENT BUREAU
REGION ONE**

Boston Office
1 Batterymarch Park, Suite 201
Quincy, Massachusetts 02169
617-786-7746

November 30, 2016

SBA Structures, LLC
Edward G. Roach
Boca Raton, Florida

NOTICE OF UNLICENSED OPERATION

Case Number: EB-FIELDNER-16-00021121
Document Number: W201732260003

The Boston Office received a complaint of unlicensed operation on 461.475 MHz in Amston, Connecticut. On November 8, 2016, agents from this office confirmed by direction finding techniques that radio signals on frequency 461.475 MHz were emanating from a Kenwood radio repeater located on the property of SBA Structures, LLC at 419 Route 49, Sterling, Connecticut. The Commission's records show no license issued for operation of a radio station on the frequency 461.475 MHz at this location in Sterling, Connecticut.

Radio stations operating on many frequencies, including 461.475 MHz must be licensed by the FCC pursuant to 47 U.S.C. § 301. The only exception to this licensing requirement is for certain transmitters using or operating at a power level or mode of operation that complies with the standards established in Part 15 of the Commission's rules, 47 C.F.R. §§ 15.1 *et seq.* The Kenwood repeater operating from your property in Sterling, Connecticut may only be operated with a valid FCC radio station license issued under Part 90 of the Commission's Rules. Thus, this station is operating in violation of 47 U.S.C. § 301.

You are hereby warned that operation of radio transmitting equipment without a valid radio station authorization constitutes a violation of the Federal laws cited above and could subject the operator to severe penalties, including, but not limited to, substantial monetary fines, *in rem* arrest action against the offending radio equipment, and criminal sanctions including imprisonment. (*see* 47 U.S.C. §§ 401, 501, 503 and 510).

UNLICENSED OPERATION OF THIS RADIO STATION MUST BE DISCONTINUED IMMEDIATELY.

You have ten (10) days from the date of this notice to respond with any evidence that you have authority to operate granted by the FCC. Your response should be sent to the address in the letterhead and reference the listed case and document number. Under the Privacy Act of 1974, 5 U.S.C. § 552a(e)(3), we are informing you that the Commission's staff will use all relevant material information before it to determine what, if any, enforcement action is required to ensure your compliance with FCC Rules. This will include any information that you disclose in your reply.

You may contact this office if you have any questions.



David C. Dombrowski
Regional Director
Region One
Enforcement Bureau
Federal Communications Commission

Attachments:

Excerpts from the Communications Act of 1934, As Amended
Enforcement Bureau, "Inspection Fact Sheet", March 2005